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Attorney for Plaintiff, The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders of the CWALT, Inc., Alternative Loan Trust 2007-OA3 Mortgage Pass-Through Certificates, Series 2007-OA3

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK AS TRUSTEE
FOR THE CERTIFICATEHOLDERS
OF THE CWALT, INC., ALTERNATIVE
LOAN TRUST 2007-OA3 MORTGAGE PASS-
THROUGH CERTIFICATES, SERIES
2007-OA3,

| Case No.: 2:19-cv-01566-CDS-BNW

ORDER APPROVING JOINT STATUS REPORT

Plaintiff

VS.

FIDELITY NATIONAL TITLE GROUP, INC.
and CHICAGO TITLE INSURANCE
COMPANY,

Defendants

Plaintiff, The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders of the CWALT, Inc., Alternative Loan Trust 2007-OA3 Mortgage Pass-Through Certificates, Series 2007-OA3 and Defendants Fidelity National Title Group, Inc. and Chicago Title Insurance Company (collectively, the “Parties”), by and through their undersigned counsel, hereby submit this status report pursuant to the Court’s Order, filed on February 7, 2023 [ECF No. 17], requiring a joint report on or by August 7, 2023, addressing the status of the Nevada Supreme Court appeals in *PennyMac Corp. v. Westcor Land Title Ins. Co.*, Nev. Sup. Ct. Case

1 No. 83737 ("*PennyMac*") and *Deutsche Bank Nat'l Trust Co. v. Fidelity Nat'l Title Ins. Co.*, Nev.
2 Sup. Ct. Case No. 84161 ("*Deutsche Bank*").

3 The Nevada Supreme Court heard oral argument in both *PennyMac* and *Deutsche Bank*
4 on April 11, 2023. Decisions remain pending in both. The Parties have conferred and believe an
5 additional stay of ninety (90) days is warranted in light of the apparently imminent decisions from
6 the Nevada Supreme Court. The Parties request that the action continued to be stayed, through
7 and including, November 6, 2023. The Parties will submit a Joint Status Report by November 6,
8 2023.

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10 DATED this 7th day of August, 2023.

11 WRIGHT, FINLAY & ZAK, LLP

12 /s/ Lindsay D. Dragon
13 Lindsay D. Dragon, Esq.
14 Nevada Bar No. 13474
15 7785 W. Sahara Ave., Suite 200
16 Las Vegas, NV 89117
17 Attorney for Plaintiff, *The Bank of New York*
18 *Mellon fka The Bank of New York as Trustee*
for the Certificateholders of the CWALT,
Inc., Alternative Loan Trust 2007-OA3
Mortgage Pass-Through Certificates, Series
2007-OA3

DATED this 7th day of August, 2023.

SINCLAIR BRAUN LLP

/s/ Kevin S. Sinclair

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Attorney for Defendants *Fidelity National*
Title Group, Inc. and Chicago Title Insurance
Company

21 IT IS SO ORDERED.
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UNITED STATES DISTRICT JUDGE

DATED: August 8, 2023